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PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: Konstantinos GAVARDINAS Group Art Unit: 1626
Serial No.: 10/576,761 Examiner: R. Anderson
Application Date: April 21, 2006 Conf No.: 3926
For:: TRICYCLIC STEROID HORMONE NUCLEAR RECEPTOR
MODULATORS

Docket No.: X-16534

RESPONSE TO NOTICE TO COMPLY

Commissioner for Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the "Notice To Comply" accompanying the Office Action dated 29 December 2009 noting that the application does not contain: (1) as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c); and (2) a copy of the "Sequence Listing" in computer readable form as required by 37 CFR 1.821(e).

Enclosed herewith are: 1) a copy of the Notice and 2) An amendment specifically directing entry of the Sequence Listing into the application and 3) a Sequence Listing in paper (.pdf) and computer readable form (ST25.txt) and (4) a Sequence Listing Statement as required by 37 CFR 1.821 (e), 1.821 (f), 1.821 (g).

Respectfully submitted,

/Alexander Wilson/
Alexander Wilson
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Eli Lilly and Company
Patent Division
P.O. Box 6288
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March 29, 2010

Notice to Comply

Application No.
10576761

Applicant(s)
GAVARDINAS ET AL.

Examiner
REBECCA L. ANDERSON

Art Unit
1626

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (571) 272-0731 or (571) 272-0951

For CRF Submission Help, call (571) 272-2510

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/Rebecca L. Anderson/
Primary Examiner, Art Unit 1626